

GOVERNMENT OF ANDHRA PRADESH

A B S T R A C T

PUBLIC SERVICES – CT Department – Smt B.H.Manorama, ACTO, O/o DC(CT), Eluru - Request for regularization of Services and declaration of probation within the normal period in the cadre of ACTO by invoking Rule 16(h) of Andhra Pradesh State & Subordinate Service Rules, 1996 – Orders – Issued.

REVENUE (CT.I) DEPARTMENT

G.O.Rt.No. 191

Dated:03.02.2012.
Read the following

1. Representation dated.30.08.2011 of Smt B.H.Manorama, ACTO, O/o DC(CT), Eluru.
2. Govt. Memo No.37858/CT.I(2)/2011, dated.13.09.2011.
3. CCTs Ref No.DX4/880/2011, dated.17.11.2011.
4. The Addl.Secretary, APPSC Letter No.1749/DTM/2001, Dt.26.05.2011.

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O R D E R:

In the reference 1st read above, Smt B.H.Manorama, ACTO, O/o the Deputy Commissioner(CT), Eluru has filed a representation before the Government stating that she joined as ACTO on 17.03.2005 through the APPSC notification No.10/99 and passed all the requisite departmental tests within the probation period except Local Fund Audit due to delay in conducting the departmental exams by the APPSC. As there is delay in conducting the departmental tests by the APPSC, she has requested the Government to regularize her services and declare her probation in the cadre of ACTO w.e.f. 17.03.2005 by invoking Rule 16(h) of the APS & SS Rules, 1996.

2. In the reference 3rd read above, the Commissioner of Commercial Taxes has stated that Smt B.H.Manorama has joined as ACTO on 17.03.2005 and she has to pass all the departmental tests by 16.03.2008 as per rules. She first appeared for departmental tests i.e. AP CT Paper.I & II on 22.01.2006 and passed all the departmental tests by June, 2009 i.e. beyond three years period from the date of her joining in the department. The Commissioner of Commercial Taxes has requested the Government to issue appropriate orders for re-fixation of the date of commencement of probation of the individual under rule 16(h) of the APSSS Rules, 1996.

3. Government, have examined the matter carefully and observe that Smt B.H.Manorama, who has joined as ACTO on 17.03.2005, has passed the last departmental exam i.e. LF Audit Paper IV in June,2009 in her 6th attempt. It is also observed that the APPSC has issued notification for the July, 2007 session on 08.08.2008, conducted the exam on 20.10.2008 and published the results in June, 2009. As per schedule for the July, 2007 session the APPSC has to conduct the Departments exams in the month of Nov, 2007 and results ought to have been published in the month of Jan, 2008. But the APPSC has not conducted the departmental tests as per schedule and the notification of the said session was issued on 08.08.2008 instead of July, 2007; with a delay of 13 months and the exam was conducted on 20.10.2008 instead of Nov, 2007; with a delay of 11 months and results were published in June, 2009; instead of last Thursday of January,2008 i.e. 31.01.2008; with a delay of 17 months from the scheduled period. Had the departmental test been conducted on time i.e. in

November, 2007 and the results published on time i.e. in January, 2008, the individual would have passed the last departmental exam i.e. Local Fund Audit Paper.IV within three years from the date of her joining as ACTO i.e. by 16.03.2008. In the above circumstances, it is observed that the delay in passing the test is not due to the fault of the individual but due to delay in conducting of departmental tests by the APPSC. Hence the delay in passing of tests cannot be attributed to the individual. It is therefore decided to relax rule 16(h) of Andhra Pradesh State and Subordinate Service Rules 1996 in favour of the individual by invoking the powers of relaxation conferred under Rule 31 of APS & SS Rules, 1996.

4. Accordingly, under rule 31 of APS & SS Rules, 1996, Government hereby order to relax rule 16(h) of Andhra Pradesh State and Subordinate Service Rules, 1996 in favour of Smt B.H.Manorama, ACTO, and to declare that she shall be deemed to have completed her probation within the normal period in the cadre of ACTO and commenced her probation with effect from 17.03.2005.

5. The Commissioner of Commercial Taxes, Hyderabad shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF GOVERNOR OF ANDHRA PRADESH)

ASUTOSH MISHRA
PRINCIPAL SECRETARY TO GOVERNMENT

To
The Commissioner of Commercial Taxes, Hyderabad.
Copy to: the individual through the Commissioner of Commercial Taxes,
Hyderabad.
SF/SCs.

// FORWARDED BY ORDER //

SECTION OFFICER